

Message Text

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ACTION EB-07

INFO OCT-01 CIAE-00 COME-00 DODE-00 NRC-05 NSAE-00 USIA-06
TRSE-00 EUR-12 ERDA-05 ISO-00 /036 W
----- 105266 /45

R 231109Z DEC 76
FM AMEMBASSY DUBLIN
TO SECSTATE WASHDC 8668
INFO AMEMBASSY LONDON
AMEMBASSY THE HAGUE
AMEMBASSY VIENNA
AMCONSUL AMSTERDAM

LIMITED OFFICIAL USE DUBLIN 2682

EXCON

E.O. 11652: N/A
TAGS: ESTC, COCOM, UK, NL, AU, EI, UR
SUBJECT: U.S.-ORIGIN COMPUTER EQUIPMENT TO USSR

REF: A) STATE 308511, B) STATE 308526

1. RE PARA 2 OF REF. A), WE ASKED LEP TRANSPORT TO INFORM VANGUARD PRINCIPALS AT EARLIEST POSSIBLE OPPORTUNITY THAT THEY SHOULD CONTACT EITHER EMBASSY DUBLIN, LONDON, VIENNA, OR DEPARTMENT OF COMMERCE, WASHINGTON, REGARDING RE-EXPORT LICENSE FOR THE EQUIPMENT IN QUESTION. AS DEPARTMENT IS AWARE, LEP IRELAND HAD HAD NO CONTACT WITH VANGUARD IN IRELAND AND THE FIRM DID NOT HAVE A SHANNON ADDRESS. GIVEN OUR INABILITY TO MAKE DIRECT CONTACT WITH THE VANGUARD PRINCIPALS, WE DID NOT WANT TO ATTEMPT TO CONVEY TO AN IRISH REGISTERED COMPANY THROUGH AN IRISH THIRD PARTY THE FACT THAT THEIR ACTIONS MIGHT MAKE THEM SUBJECT TO ADMINISTRATIVE OR CRIMINAL PENALTIES IN THE UNITED STATES. WE FELT THAT THIS TYPE OF INFORMATION SHOULD BE CONVEYED DIRECTLY TO THE FIRM
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BY A UNITED STATES OFFICIAL. IN ANY EVENT, WE THINK THAT VANGUARD'S ACTIONS IN LONDON INDICATE THAT THEY MUST BE AWARE THEY ARE ACTING IN VIOLATION OF U.S. LAW.

2. WE WERE IN CONTACT WITH LEP IN SHANNON EVENING OF DECEMBER 21 AND WERE INFORMED THAT POTTER IN VIENNA HAS

ASKED FOR IMMEDIATE RETURN OF TWO CASES WHICH POTTER SAYS WERE SHIPPED IN ERROR. LEP IS TAKING NO ACTION UNTIL AUTHORIZED TO DO SO BY GOI. (WE WERE INFORMED SEPARATELY BY DEPARTMENT OF FOREIGN AFFAIRS THAT LEP HAD CONTACTED GOI RE RETURN OF TWO CASES BUT LEP INFORMED EXPORT LICENSE FROM GOI WOULD HAVE TO BE APPLIED FOR. WE ALSO LEARNED CONFIDENTIALLY FROM GOI THAT EQUIPMENT WAS DELIVERED DIRECTLY INTO IRISH CUSTOMS RATHER THAN SHANNON DUTY-FREE ZONE, AND GOODS ARE THEREFORE IN IRELAND AND NOT IN TRANSIT STATUS IN FREE ZONE.) LEP ALSO HAS NOW TOLD US THEY RECEIVED TELEPHONE CALL FROM MCVEY, PRESUMABLY FROM LONDON, IN WHICH MCVEY SAID APPLICATION FOR RE-EXPORT LICENSE HAD ALREADY BEEN MADE TO DEPARTMENT OF COMMERCE, WASHINGTON. NO FURTHER DETAILS PROVIDED. LEP COMMENTED THAT THEY HAVE NO ADDRESS OR PHONE NUMBER FOR MCVEY.

3. LEP HAS ASSURED US THAT EQUIPMENT WILL NOT BE FORWARDED WITHOUT PROPER DOCUMENTATION. OUR CONTACT INDICATED THAT LEP IS VERY CONCERNED THAT IT MIGHT BE SUSPECTED OF BEING KNOWINGLY INVOLVED IN AN ILLEGAL TRANSACTION, AND THEY ARE ANXIOUS TO DEMONSTRATE THAT THEY ARE AN INNOCENT PARTY ACTING IN GOOD FAITH. RENDAHL

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Message Attributes

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